

Ludwig, Matthew

From: Queler, Adam
Sent: Wednesday, February 22, 2006 5:57 PM
To: Ludwig, Matthew
Subject: FW: What BOX to check in the Case Action Worksheet - for after allowance communication

-----Original Message-----

From: Hong, Stephen
Sent: Thursday, June 02, 2005 8:16 AM
To: 2179 Examiners; 2178 Examiners; 2176 Examiners
Cc: Herndon, Heather; Chapman, Sheila
Subject: What BOX to check in the Case Action Worksheet - for after allowance communication

We are still making too many errors on this. Here is a simple rule for after allowance communication:

1. For Supplemental Notice of Allowance, Check "**Supplemental examiner's Amendment**" or "**Miscellaneous Office Letter (No response Period Set)**".
2. For sending out IDS's (e.g., in Printer Rushes), check "**Miscellaneous Office Letter (No response Period Set)**".
3. **Do not** check "Supplemental Action" Box, since it resets the response period and thus, Sheila cannot count it.
4. For acting on a Printer Rush that does not require mailing to Applicant, put "**XRUSH**" as the dot code on the orange sheet, staple it to the paper to be scanned, and put them in the contractor shelf in the service center.

Please call examiner if further changes are needed.

This change was made to correct the printer rush -
and it was returned to me a 2nd time.

Thank You,
Matt Ludwig

Ext. 24127



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/615,163	07/13/2000	Thomas G. Bever	11927 P01	4750
42489	7590	04/11/2006	EXAMINER	
ERIC A. GIFFORD 11770 E. CALLE DEL VALLE TUCSON, AZ 85749			LUDWIG, MATTHEW J	
			ART UNIT	PAPER NUMBER
			2178	

DATE MAILED: 04/11/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

**Supplemental
Notice of Allowability**

Application No.

09/615,163

Examiner

Matthew J. Ludwig

Applicant(s)

BEVER ET AL

Art Unit

2178

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 12/12/2005.
2. ☒ The allowed claim(s) is/are 1-31 and 37-44.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|---|---|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date _____ |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____ | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other _____ |

Art Unit: 2178

DETAILED ACTION

SUPPLEMENTAL EXAMINER'S AMENDMENT

1. A supplemental examiner's amendment to the record appears below. The correction to the Notice of Allowance reflects the allowance of dependent claim 10, which did not appear on the Notice of Allowance mailed 2/15/06.

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Matthew J. Ludwig whose telephone number is 571-272-4127.

The examiner can normally be reached on 9:00am-6:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Stephen Hong can be reached on 571-272-4124. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

ML
April 4, 2006


STEPHEN HONG
PATENT EXAMINER